

From the DESK of:
 MR. John Richard Jags
 #82-3219
 Act - Greene/amu
 175 Progress Drive
 Waynesburg, PA. 15370-8089
 Jul 2, 2001

MARY E. D'ANDREA, CLERK
 Per. [Signature] June 22, 2001

To: MR. Michael L. Harvey, SDAG
 Office of the Attorney General of Pennsylvania
 15th Floor - Strawberry Square
 Harrisburg, PA. 17126

Re: Jacobs - Kyle, et al.
 CIVIL No. 1: CV-00-0315

mary j. jags

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JUN 27 2001	
PER <u>9/8</u>	DEPUTY CLERK

Dear MR. Harvey:

Enclosed please find the corrected pages - 3 -
 for Plaintiff's Brief in Support of Motion to Compel, which is
 your copy of on June 11, 2001.

Please attach these pages to such Brief & disregard
 old pages - 3 - & 7 - of such Brief.

Be advised that due to facts of your game playing
 sending me the proper for all of the discovery materials Request
 Third Request for Production of Documents, I am filing the
 with the Court on June 29, 2001.

Also Enclosed, please find your copies of Plaintiff's
 Brief in Reply to Defendants' Memorandum in Opposition to
 Motion to Correspond with Another Inmate and Amended
 Stay and Amended Brief in Support, which I am filing
 Court on June 29, 2001.

Sincerely,

(S) [Signature]
 MR. JOHN RICHARD JAGS
 Plaintiff and PR Sec. Co.

CC: Plaintiff's File
 CIVIL No. 1: CV-00-0315

On June 11, 2001, Plaintiff wrote & sent a letter to counsel for the Defendants, herein, Senior Deputy Attorney General Michael E. Brouillette, therein writing, advising him of this problem with discovery & produced and requesting that he rectify such within a time frame. Plaintiff also made a phone call to the Superintendent's Assistant Mr. Sheryl DeLoach to Mr. Dan Davis here at SCI-Greene and that he resolve the dispute problem and see to it that I am provided with the documents that Plaintiff's Third Request for Production of Documents by Friday, June 15, 2001, but Defendants' counsel has not replied to such letter & no documents were produced for Plaintiff's inspection by Friday, June 15, 2001.

On June 19, 2001, Dan Davis, SCI-Greene Administrative Assistant, brought down a packet of FD-302s and materials. He stated Defendant's Counsel had faxed him for my information. Upon review with the FBI, it was determined that the

Upon reviewing these discovery materials, Plaintiff
that counsel for the Defendants had failed to provide his
December, 1999, & February & March, 2000, DC-141 PART III 30
PRC REVIEW PAPERS, and Executive Deputy Secretary of Care
Board's written response to Plaintiff's November 30, 1999, let
to him and that counsel for the Defendants had provided
the ~~copy~~ wrong January, 2000, DC-141 PART III 30 DAY PERIOD
REVIEW Paper, producing a non-form SCI-Greene DRC (which
mistakenly been dated) January, 2000, the end of February
of the January, 2000, SCI-Camp Hill PRC Review Paper, which
the Plaintiff needed/needs. Plaintiff also discovered upon
the copies of the discovery papers/materials, which counsel
Defendants had faxed to Mr. Davis, had the word "SECRET"
circled on 30, 1999, letter/report to Executive Deputy
cutoff at the sides and at the bottom of pages and that
for the Defendants had failed to produce pages to
Plaintiff's November 23, 1999, Inmate Request Form to
Deputy Administrator. Plaintiff had also advised Mr. Davis
the above problems with the discovery materials from
back then - contact counsel for the Defendants. Plaintiff
practically had all necessary papers by then, but after
months of all this, the Plaintiff was forced to go to
based upon the above ~~facts~~ facts the fact Plaintiff's
in family, involve his discovery, report, based on provided many
information.

Discovery requests should be allowed unless it is clear that information sought can have no possible bearing upon the subject of the action. La. Chemise La Coste v. Alligator Co., Inc., 184/171 (D. Del. 1973); Nash v. Belke, 743 F. Supp. 1306 (D. W.V.

Each document sought by the Plaintiff is relevant to claims and defenses in this case, as is the information by Interrogatory No. 18 of Plaintiff's Second Set of Interrogatories. Each of such is relevant & necessary to prove the allegations in Plaintiff's complaint and/or is necessary to enable the Plaintiff to file Brief in Opposition to Defendant's Motion for Summary Judgment and Memorandum in Support and to enable him to counter and adequately and effectively defend against such Summary Judgment. Additionally, the information sought by Interrogatory No. 18 of Plaintiff's Second Set of Interrogatories is the present location and full prison address of Inmate Robert Adams, #CQ-3185, which is necessary and relevant to the claims and defenses in this here Civil Rights Action, because of the fact that Inmate Robert Adams is a witness and can give relevant testimony pertaining to the facts, allegations and claims of this Plaintiff's Initial and Complaints herein in this case sub judge. Obviously, Plaintiff needs to be provided with the present location and address of Inmate Robert Adams, #CQ-3185, in order to be able to call him as a witness at a deposition and at the trial in this case:

(w) HEREBY, based on the foregoing facts, arguments, and authorities herein, this Plaintiff should grant the Plaintiff's in full, further compel the Defendants to produce the original of the documents for Plaintiff's review: (S)

Dated: 21st JUNE 2001 =

RESPECTFULLY,
MR. JOHN RICH
#CQ-3185
SCI-6-Pretrial
175 Progress Dr.
Waynesburg, Mt.